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JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

THE INSURANCE COMPANY OF
THE STATE OF PENNSYLVANIA and
COMMERCE AND INDUSTRY
INSURANCE COMPANY,

Plaintiffs,

vs.

CITIZENS OF HUMANITY, LLC and
DOES 1 through 10, inclusive,

Defendants.

CITIZENS OF HUMANITY, LLC,

Third Party Plaintiffs,

vs.

WELLS FARGO INSURANCE
SERVICES USA, INC., a corporation,
PEGGY L. DREW, an individual, and
DOES 100-120, inclusive,

Third Party Defendants.

) SACV13-01564 JVS (DFMx)

) [Hon. James V. Selna]

) ~~PROPOSED~~ ORDER DISMISSING
) **THIRD PARTY COMPLAINT**
) **WITHOUT PREJUDICE, PURSUANT**
) **TO 28 U.S.C. §1367 AND F. R. CIV. P.**
) **RULE 41(a)(1)(A)(ii)**

1 Based upon the Stipulation of the parties filed concurrently herewith, and
2 good cause appearing therefor,

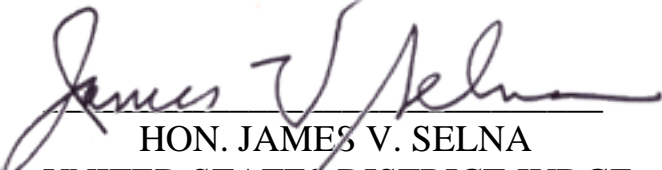
3 IT IS HEREBY ORDERED that:

4 1. The First Amended Third Party Complaint filed herein by COH
5 is dismissed, without prejudice, pursuant to 28 U.S.C. Section 1367 and Fed.
6 R. Civ. P. Rule 41(a)(1)(A)(ii);

7 2. Any and all statutes of limitation as to the subject matter of the
8 First Amended Third Party Complaint have been, and will continue to be,
9 tolled during the pendency of this action and for 30 days after this Court
10 dismisses the First Amended Third Party Complaint, pursuant to 28 U.S.C.
11 Section 1367;

12 3. Each of the parties to this Stipulation shall bear her or its own
13 costs and attorneys' fees incurred in this action.

14 DATED: January 30, 2015

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16 HON. JAMES V. SELNA
17 UNITED STATES DISTRICT JUDGE
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